

MAR 29 2006

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 10017481 -1

Inventor(s): Blaine D. Gaither et al

Confirmation No.: 6798

Application No.: 10/004195

Examiner: Elmore, Reba I.

Filing Date: Oct 31, 2001

Group Art Unit: 2189

Title: Computer Performance Improvement By Adjusting A Time Used For Preemptive Eviction Of Cache Entries

Mail Stop Amendment
Commissioner For Patents
PO Box 1460
Alexandria, VA 22313-1460

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Transmitted herewith is/are the following in the above-identified application:

- ☒ Response/Amendment
☐ New fee as calculated below
☒ No additional fee
☐ Other

- ☐ Petition to extend time to respond
☐ Supplemental Declaration

Fee\$

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	8	MINUS	20	= 0	X \$50	\$ 0
INDEP. CLAIMS	1	MINUS	3	= 0	X \$200	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$360	\$ 0
EXTENSION FEE	<input type="checkbox"/> 1st Month \$120	<input type="checkbox"/> 2nd Month \$450	<input type="checkbox"/> 3rd Month \$1020	<input type="checkbox"/> 4th Month \$1590		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

I hereby certify that this paper is being
transmitted to the Patent and Trademark Office
facsimile number (571) 273-8300.

Date of facsimile: 3-29-2006

Typed Name: Cathi Christensen

Signature: Cathi Christensen

Respectfully submitted,

Blaine D. Gaither et al

By Augustus W Winfield

Augustus W Winfield

Attorney/Agent for Applicant(s)

Reg No.: 34,046

Date: MAR. 29, 2006

Telephone: 970 898 3142

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COPY

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Rev 10/05 (TransAmndFax)

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P.O. Box 272400
Mail Stop 35
Fort Collins, Colorado 80527-2400

PATENT APPLICATION**ATTORNEY DOCKET NO. 10017481-1**

**IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor(s): Blaine D. Gaither**Serial No.: 10/004,195****Examiner: Elmore, Reba I****Filing Date: 10/31/2001****Group Art Unit: 2189**

**Title: Computer performance improvement by adjusting a time used for preemptive
eviction of cache entries**

**COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450**

RESPONSE TO OFFICE ACTION**REMARKS**

No amendments have been made. Claims 1-8 remain in the application.

Reconsideration and reexamination is respectfully requested.

In the paper dated 01/03/2006, claims 1-2, 4 and 7-8 were rejected under 35 U.S.C. § 102(e) as allegedly anticipated by U.S. Patent Number 6,601,143 (Lamparter). Applicant respectfully traverses.

Claim 1 specifies:

- (a) specifying a time period;
- (b) evicting, from a cache memory, at least one entry that has remained unchanged for at least the time period;
- (c) measuring at least one performance parameter;
- (d) changing the value of the time period;
- (e) repeating steps (b) and (c); and
- (f) determining whether the performance parameter has changed.

Claim 1, step (a), requires that a time period is specified. Regarding step (a), the